

In the Matter of:

JULIE ANN HAMSTEAD

VS

FORMER TROOPER D.R. WALKER

HOWARD, TIMOTHY

January 16, 2020

Liberty Reporting
West Virginia, Virginia & Maryland
(304) 260-0670 | (301) 992-5264

TIMOTHY HOWARD, 01/16/2020

1 A. Yes.

2 Q. So the last time you reviewed was before the
3 hearing in the Circuit Court?

4 A. I don't remember if that was the last time I
5 reviewed -- I looked at it before and maybe after. I
6 just don't remember when I looked at it.

7 Q. Okay. Who assisted you in determining the
8 times that you would -- the time of the video that you
9 recorded? Who assisted you in that?

10 A. The time of the video that I saved was a
11 result of Mr. Paul's e-mail.

12 Q. Oh, from 2:15 to 4:15?

13 A. No, there's another part of the e-mail that I
14 respond to that I saved the video on, and that's the
15 last part of his paragraph when he requested the e-mail
16 when he said I'm looking for an incident. Now, the
17 incident occurred several minutes, I believe -- or the
18 accident occurred several minutes before the police
19 showed up. It's in one of these e-mails; so I went back
20 several minutes before the police showed up, didn't see
21 any incident; so I went back however many minutes before
22 and said I'll just save it from here on because I don't
23 see any incident.

24 Q. Okay.

TIMOTHY HOWARD, 01/16/2020

1 A. To do what?

2 Q. To provide this on the native formate so that
3 he could -- he could access it and get it in the native
4 format?

5 A. Yes. I sent him the file. I sent him what
6 was needed to do that.

7 Q. You did?

8 A. Yeah.

9 MR. HAMSTEAD: I don't have any other
10 questions at this time.

11 EXAMINATION

12 BY MR. JEFFRIES:

13 Q. Give me a second. Mr. Howard, I'm Mark
14 Jeffries. I represent the defendant Trooper Walker in
15 this matter. The videos that we've been talking about
16 here, they have a time stamp in the lower right-hand
17 corner. Are you aware of that?

18 A. Yes.

19 Q. Do you know if that time stamp is synched to
20 the clocks used at the Jefferson County 9-1-1 center?

21 A. I -- to my knowledge they are not.

22 Q. Are you aware of any conspiracy to reenact the
23 events of April 25th, 2016 in that parking lot of APU?

24 A. No.

TIMOTHY HOWARD, 01/16/2020

1 MR. JEFFRIES: I have no further questions.

2 FURTHER EXAMINATION

3 BY MR. HAMSTEAD:

4 Q. Mr. Howard, when you say that they're not
5 synched or that the time stamps on the video are not
6 synched to 9-1-1, are you suggesting they are
7 inconsistent with it or simply that there's no
8 electronic means by which they are synched?

9 A. That's correct.

10 Q. That's what you mean?

11 A. I don't know I've never called 9-1-1 to look
12 to see what the times are and we make no effort to do
13 that.

14 Q. You don't know whether they are the same
15 realtime as 9-1-1 or not?

16 A. That's correct.

17 Q. The best of your knowledge and belief your
18 time stamps are realtime; is that correct?

19 A. They are realtime with our internal servers.

20 MR. HAMSTEAD: Okay. Okay. I don't have any
21 other questions.

22 MR. RECTOR: You want to explain --

23 MR. HAMSTEAD: Go ahead. You can advise him
24 with reading and signing.